

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

Social Welfare —Kurnool District - Nandyal (M), Moolasagaram (V)— Land Acquired to an extent of Acs 6.18 gts. bearing Sy. Nos. 637/2, 639/1,639/2,641/2, 642 and 646, for providing house sites to the weaker section's people – Sanction of balance decretal charges as per directions of Hon'ble High Court in Appeal NO.1226/83 in O.P.No. 10/80 – Orders – Issued.

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**SOCIAL WELFARE (LA.2) DEPARTMENT**

**G.O.Rt.No. 108**

**Dated: 29- 01-2010.  
Read the following:-**

- 1) From the Dist. Collector, Kurnool, Rc.L.48/08, dated: 24-12-2008
- 2) From Commissioner of Social Welfare, Hyderabad.  
Lr.Rc.No.LA.4/55/2009 dt 28.2.2009
- 3)From the CCLA, A.P., Hyderabad. Lr. No.G4/358/09, dated 19/10/2009.

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**ORDER:-**

In the reference 3<sup>rd</sup> read above, the Chief Commissioner of Land Administration, AP., Hyderabad has stated that the District Collector, Kurnool, reported that the then D.S.W.O/L.A.O. Kurnool has acquired land to an extent of Acres 38-63 in Sy.No.639/1 etc., of Moolasagaram (V), Nandyal(M), Kurnool District, for providing house sites to the weaker section people through Award No.148/75-76 dt.30-3-1976 duly fixing the market value @ Rs.10,000/- per acre as a uniform rate to all the Sy.Nos. .Aggrieved by the market value fixed by the LAO, the (5) awardees have filed petitions U/s 18 of L.A Act and requested to refer the mater to the Civil Court for adjudication. The Court of Subordinate Judge, Nandyal has passed the judgment and decree vide O.P.No.10/80 on 29-10-1982, enhancing the market value to Rs.20,800/- per acre for Sy.Nos.637, 639/1,639/2 and 646 and Rs.24,000/- per acre for Sy.Nos.641/2 and 642 as against the market value fixed by the L.A.O. @ Rs.10,000/- per acre. As per the Lower Court Judgment, the enhanced compensation has been deposited in the Lower Court. In the mean time the decree holders have filed appeal in the Hon'ble High Court against the Lower Court orders. The Hon'ble High Court disposed of the appeal filed by decree holders by making partial modification allowing 12% addl. Market value from the date of D.N to Award, 9% interest for 1 year and 15 % for subsequent period and also allowed 30% Solatium on market value and confirmed the enhanced market value fixed by the Lower Court vide Judgement dated.10-2-1989. As per Lower Court orders compensation paid earlier with 15% solatium in market value and interest at 4% but 12% Addl. market value not paid. . An amount of Rs.1,05,583-75 towards decretal amount as per Lower Court orders has been deposited in the Lower Court on 20-12-1983 in favour of 5 claimants involved in O.P.No.10/80 in E.P.No.26/83 according to their shares. Now, the claimants are claiming the difference Additional benefits as ordered by the High Court. The Collector, Kurnool District has requested for sanction of an amount of Rs.2,48,575/- towards payment of differential decretal charges as ordered by the Hon'ble High Court of A.P..

2. The CCLA, AP, Hyderabad after scrutiny of the proposal along with the calculation sheet furnished by the Dist. Collector Kurnool, has requested the Government for sanction of an amount of Rs.2,48,575/- (Rupees two lakhs forty eight thousand five hundred and seventy five only) towards payment of balance decretal charges in respect of the land acquired to an extent of Acs. 6.18 situated at Moolasagaram (V), Nandyal(M), Kurnool District.

(p.t.o.)

3. After careful examination of the matter, Government hereby accord sanction to the Commissioner of Social Welfare, AP., Hyderabad to release an amount of Rs.2,48,575/- (Rupees two lakhs forty eight thousand five hundred and seventy five only) to the District Collector, Kurnool towards payment of the balance decretal charges as per the Judgement of Hon'ble High Court of A.P. in Appeal No..1226/1983 dt.10-02-1989 in O.P.No. 10/80 in respect of the land acquired to an extent of Acs. 6.18 bearing Sy.Nos. 637/2, 639/1,639/2,641/2,642 and 646 situated at Moolasagaram (V), Nandyal(M), Kurnool District for providing house sites to the weaker section's people.

4. The amount of expenditure sanctioned in para (4) above, shall be met within the BE 2009-10 and debited to the following Head of account:

**“2225 – Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H. 283 – Housing – GH.11 – Normal State Plan – SH (08) Acquisition of House sites to weaker section's under Indiramma Programme – 310/312 – Other grants-in-aid”**

5. The Commissioner of Social Welfare, AP., Hyderabad is requested to issue necessary proceedings to the Collector, Kurnool District for payment of compensation in order to comply with the Court orders.

6. The Collector, Kurnool District, shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/ excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr. SW) Department, as per the instructions issued by the Finance Department vide U.O.Note No. 12869/196/A1/Expr.SW/2009, dated 22/5/2009 and Finance Dept., U.O.No. 15926/256/A1/Expr.SW/2009, dated 17/8/2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Chief Commissioner of Land Administration, AP., Hyderabad.  
The Commissioner of Social Welfare, AP., Hyderabad.  
The District Collector, Kurnool  
Copy to:  
The Director of Treasuries & Accounts, AP., Hyderabad.  
The Accountant General, AP., Hyderabad.  
The District Treasury Officer, Kurnool District.  
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER